

Committee Room,  
Austin, Texas, February 14, 1905.  
Hon. George D. Neal, President of the Senate.

Sir: Your Committee on City and Town Corporations, to whom was referred

Senate bill No. 128, a bill to be entitled "An Act to amend Article 4673, Title XCVII, Chapter 1, of the Revised Civil Statutes of Texas, 1895,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

BEATY, Chairman.

#### TWENTY-SEVENTH DAY.

Senate Chamber,  
Austin, Texas.

Thursday, February 16, 1905.

Senate met pursuant to adjournment, Lieutenant Governor Geo. D. Neal in the chair.

Roll call, quorum present, the following Senators answering to their names:

Barrett.	Hill.
Beaty.	Holland.
Brachfield.	Looney.
Chambers.	Martin.
Davidson.	McKamy.
Decker.	Meachum.
Faust.	Paulus.
Glasscock.	Skinner.
Griggs.	Smith.
Hale.	Stafford.
Harbison.	Stokes.
Harper.	Stone.
Hawkins.	Terrell.
Hicks.	Willacy.

Absent.

Hanger.

Absent—Excused.

Faulk.

Grinnan.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Skinner the same was dispensed with.

#### PETITIONS AND MEMORIALS.

Senator Meachum offered the following memorial:

Livingston, Texas, Feb. 10, 1905.  
To the Honorable McDonald Meachum, State Senator, and Honorable W. B. O'Quinn, Representative, and Honorable S. M. Davis, Representative,

in the Legislature of the State of Texas.

Gentlemen: We, the undersigned members of the bar of Polk county, Texas, understand that there is a legislative move on foot connecting Polk county with the Nacogdoches district, and we most respectfully petition you and each of you to use all the honorable means to keep Polk county in the Ninth Judicial District.

In this petition several of our county and precinct officers join us, and their names officially signed appear in this petition.

Respectfully submitted.

Numerously signed.

Senator Meachum offered the following:

At a mass meeting of the Navasota Fire Department, held Wednesday night, the following resolutions were unanimously passed:

Whereas, There is now pending in the Legislature of the State of Texas a bill aimed to prohibit railroads of said State issuing free passes; and

Whereas, In the form said bill passed the honorable Senate of the State we deem it a death blow to the State Firemen's Association of Texas, in which body this department holds membership. Said association is an organization aimed entirely for the public good and upbuilding, with no personal pecuniary rewards expected or possible. It is non-political and non-partisan, and a beneficial assistance to the various local volunteer fire departments throughout the State, and as such an important and beneficial adjunct, has been recognized and encouraged by the public-spirited railway managements of this State to the extent of free transportation to and from the annual conventions of said body; therefore be it

Resolved, That this meeting convey to our honorable State Senator and honorable Representative in said Legislature these resolutions as the view of this department, as one of the reasons why the present anti-free pass bill recently passed by the honorable State Senate and now before the honorable House of Representatives, should not be made a law; and that these Representatives be and are respectfully requested to use their every endeavor to have an amendment made to said anti-free pass bill as will exempt from its operations members of the said State Firemen's Association of Texas.

M. L. O. ANDREWS,

Chief Navasota Fire Department.

SHIELDS NORWOOD, Secretary.

Senator Chambers offered the following:

The State of Texas, county of Red River.

To the Legislature of the State of Texas.

We, the undersigned members of the Red River County Bar, recognizing the importance of relieving the crowded condition of the docket of the Court of Civil Appeals of the Fifth Supreme Judicial District, do hereby indorse the proposition to divide said district and create the Sixth Supreme Judicial District; and we further petition and recommend that the court in said Sixth Supreme Judicial District be established at the city of Texarkana in Bowie county, Texas.

Numerously signed.

Senator Stokes offered the following:

Crockett, Houston County, Texas,  
February, 1905.

To the Twenty-ninth Legislature of the State of Texas.

We, the undersigned citizens of Texas, most heartily commend the efforts of the Daughters of the Confederacy to establish a home for the wives and widows of Confederate soldiers. A home has been provided for the Confederate soldier, but their wives, who shared their misfortunes, are not provided for, and in many cases, the most worthy old soldier will never accept the provision made, if it involves the abandonment of his wife, nor should such exaction be imposed upon the State's bounty. Besides there are many noble women, who shared all the privations of that protracted struggle, now destitute widows, who are entitled to the care of this great State. They will not need the care of the State very long, and to defer action, is to deprive them of relief so much needed. This State can not feel it as a burden to care for these patriotic old women and we can not afford to neglect this opportunity of making provision for them.

We respectfully request adequate appropriation to make immediate provision for this worthy class of our people.

Numerously signed.

By Senator Decker:

To the Senate of the State of Texas.

Gentlemen: We, citizens of Clarendon, Texas, most earnestly petition and appeal to your honorable body to enact a law which shall give relief from the vicious features of the cold storage and clubs now operated in prohibition districts in this State.

Numerously signed.

By Senator Chambers:

To the Hon. C. A. Shelby and C. M. Chambers.

We, the undersigned citizens of Franklin county, Texas, would respectfully ask and urgently request that you vote against and use your influence against any measure that

would take Franklin county out of the Fifth Judicial District and place it in a district any farther west of the present district. We believe that the people generally in this county want to remain as they are, and with the civil and criminal jurisdiction of the county court restored, we believe that there will be plenty of time to attend to the business of the district court as it is.

Numerously signed.

By Senator Decker:

#### PETITION.

To the Democratic Executive Committee of Hemphill County, Texas:

Gentlemen: We, the undersigned, citizens, taxpayers and Democrats of Canadian and vicinity, in Hemphill county, Texas, believing in equal and uniform taxation, beg to submit that the present occupation tax as levied against the merchants and all other legitimate and necessary businesses and professions, is neither equal, uniform nor democratic, and as a relic of the Reconstruction or E. J. Davis' administration, should be wiped off the statute books of Texas. This unjust method of extorting from the business and professional men of Texas a tax that was intended by Governor Davis as only a "temporary" war relief measure has been handed down from the Twelfth Legislature to the present day, with some additions, by a continuous chain of democratic administrations, and we now appeal to you, as representatives of the great Democratic party of Texas, to help right a wrong of over thirty years' standing.

From the Comptroller's report of 1902, the occupation taxes paid to the State by merchants, figured on the assessed valuation of merchandise, amount to about 38 cents on each \$100 valuation. Add to this the State ad valorem rate, 16 2-3 cents, as paid by all citizens, the merchants as well, and the rate on the merchant is 54 2-3 cents on each \$100. The State, county and town occupation tax, figured on the assessed valuation of merchandise, means about 76 cents on each \$100.

We ask that the delegates from Hemphill county be sent to the Democratic State convention instructed to insist on a plank in the State Democratic platform demanding the unconditional repeal of this tax, even though it may be necessary to increase the ad valorem rate. It is for the good people of Texas to say whether it is just to thus tax one class of citizens, allowing other to pay simply the ad valorem rate, and we appeal to you as Democrats for relief.

Numerously signed.

By Senator Chambers:

Jefferson, Texas, February 3, 1905.  
Hons. E. B. Blalock and J. M. Terrell,  
Austin, Texas.

Gentlemen: Whereas, what is known as the "cold storage" business is in fact but another form of the "open saloon," and therefore in violation of the spirit of the local option law, and,

Whereas, Traveling agents soliciting orders for intoxicating liquors and the shipment of the same, C. O. D. into local option districts, is not only in violation of the spirit of the law, as we believe, but as well in direct violation and disregard of the will and wishes of the masses of the people in such localities, as expressed at the polls;

Therefore, we, your constituents, respectfully and earnestly request and urge you to do all in your power honorably to effect or secure the passage of such a bill or bills as will remedy this existing evil. We are not familiar enough with the Chambers and Terrell bill to know whether the same will accomplish the purpose desired or not, but we do want and urge the enactment of such a measure as will effectually put an end to this character of business in local option districts.

Numerously signed.

By Senator Decker:

To the House of Representatives of the State of Texas.

Gentlemen: We, citizens of Canadian, Texas, most earnestly petition and appeal to your honorable body to enact a law which shall give the people relief from the vicious features of the cold storage and clubs now operated in prohibition districts in this State.

Numerously signed.

By Senator Glasscock:

To the Senate of the State of Texas.

Gentlemen: We, citizens of Marble Falls, Burnet county, Texas, most earnestly petition and appeal to your honorable body to enact a law which shall give relief from the vicious features of the cold storage and clubs now operated in prohibition districts in this State.

Numerously signed.

(See Appendix for committee reports.)

#### BILLS AND RESOLUTIONS.

By Senator Decker:

Senate bill No. 215, a bill to be entitled "An Act to authorize the formation of domestic corporations for the purpose of transporting oil, gas or other mineral substances by the means of pipe lines, and declaring all corporations engaged in transporting oil from place to place for hire as common

carriers, and providing for the condemnation of private property to the uses of such corporations and regulating the rate of transportation of such oil, gas and other mineral substances by said corporation; providing for the storage of the same, fixing the rates and toll and charges to be made for the storing of the same and authorizing the condemnation of private property for all purposes incidental to the transporting and storing of said oil, granting them the right to establish, maintain and operate telephone and telegraph lines in connection with said business; to own, lease, purchase or charter steamboats, steamships or other vessels or water crafts for the purpose of conducting said business, and providing against discrimination by said corporations, and providing for penalties for violation of any of the regulations of this act, and clothing the Railway Commission of the State of Texas with authority to fix said rate of storage; regulating giving of certificates on oil received, providing for their negotiability and prohibiting the sale of oil in storage without the owner's consent, and providing for monthly reports of oil received and on hand, and declaring an emergency."

Read first time, and referred to the Judiciary Committee No. 1.

By Senator Chambers:

Senate bill No. 216, a bill to be entitled "An Act to require railroad companies to construct sidings or spur tracks to private industries, located on or adjacent to the right of way of their lines of railway, in accordance with regulations to be prescribed by the Railroad Commission of Texas."

Read first time, and referred to the Judiciary Committee No. 1.

By Senator Stone:

Senate bill No. 217, a bill to be entitled "An Act to define and provide for organizing and disciplining the militia, to prescribe the duties of the Governor, the Adjutant General and all officers and enlisted men thereof; to define military offenses; to provide for the trial and punishment thereof; to provide for the pay, transportation and subsistence of the militia when called into actual service, and to repeal all laws in conflict therewith."

Read first time, and referred to the Committee on Military Affairs.

By Senators Barrett, Harbison and Harper:

Senate bill No. 218, a bill to be entitled "An Act to provide for a more efficient system of public free schools for the State of Texas; defining the school funds; providing for the investment of the permanent fund, and the apportionment of the available fund; defining the duties of certain State officers in reference to the public free

schools; creating the offices of State and County Superintendents; providing for their election and salaries, and prescribing their qualifications and duties; prescribing the duties of other officers in reference to public schools and public school funds; making County Judges ex-officio County Superintendents in all counties not having County Superintendents, and providing for their compensation; providing for reports of school officers and teachers; providing for the creation of school districts in all of the counties of this State; providing for the election of school trustees and prescribing their qualifications and duties; providing for the creation of county line districts; providing for levying and collecting special taxes for the further maintenance of the public free schools and the erection of school houses; providing for the issuance of common school district bonds for building purposes and providing a sinking fund therefor; providing for the creation of independent school districts at eleemosynary institutions and appointments of trustees therefor; providing for independent school districts in cities and towns and in towns and villages and in independent districts incorporated for school purposes only; providing for the issuance of bonds for school purposes by independent districts and creating sinking funds therefor; providing for the levy of special taxes by independent districts; providing for the election of school trustees in independent districts and prescribing their qualifications and duties and naming and enumerating the officers of independent district school boards and the duties and powers thereof; providing for school houses and school supplies; fixing the scholastic age; providing for taking the scholastic census; authorizing trustees to administer oaths; providing penalties for refusing to answer questions regarding to the age of children and other penalties regarding violations of the provisions of this act; regulating the transfer of the school fund; providing separate schools for white and for colored children and prescribing the studies to be taught therein; fixing the scholastic year and length of the school month; providing for boards of examiners and the issuance of teachers' certificates; providing compensation and prescribing the duties of teachers employed thereunder; providing for the extension of teachers' certificates; providing for the cancellation of teachers' certificates; providing for the teaching of manual training; regulating conveyances and bequests for the benefit of the public schools; prescribing who

are entitled to the benefits of the public free schools; repealing certain laws and declaring an emergency."

Read first time, and referred to the Committee on Education.

By Senator Hill:

Senate bill No. 219, a bill to be entitled "An Act to amend Article 548, Chapter 9, of Title XVIII, of the Revised Civil Statutes of Texas, in relation to condemnation of lands for city and town purposes."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Hill:

Senate bill No. 220, a bill to be entitled "An Act to authorize and empower City Councils of all cities and towns incorporated under the general laws of this State to establish saloon limits and prohibit and suppress saloons, grog shops, tippling houses and places where spirituous, vinous or malt liquors, or medicated bitters capable of producing intoxication, are sold at retail outside of such saloon limits, and to declare an emergency."

Read first time, and referred to Committee on Town and City Corporations.

By Senator Davidson:

Senate bill No. 221, a bill to be entitled "An Act to provide for the incorporation of printers' mutual fire insurance associations."

Read first time, and referred to Committee on Insurance, Statistics and History.

By Senator Glasscock:

Senate bill No. 222, a bill to be entitled "An Act to amend Chapter 86, page 113, of the Acts of the Twenty-eighth Legislature, being 'An Act to protect stock raisers and farmers, and providing for the destruction of wolves and other wild animals, to require of Commissioners Court of the several counties of this State, not herein specially exempted, to pay for the killing of such wolves and other wild animals and to repeal all laws in conflict herewith and declaring an emergency."

Read first time, and referred to Committee on Stock and Stock Raising.

By Senator Skinner:

Senate bill No. 223, a bill to be entitled "An Act establishing the Eighteenth and the Sixty-sixth Judicial Districts of the State of Texas, prescribing the times of holding the district courts therein, and providing for the appointment of a district judge for the Sixty-sixth Judicial District, and declaring an emergency."

Read first time, and referred to Committee on Judicial Districts.

By Senator Holland:

Senate bill No. 224, a bill to be entitled "An Act to prohibit the granting

or use for railway purposes of any part of the tract of land in the city and county of Galveston, Texas, acquired by the county or the commissioners court thereof for sea wall purposes."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Holland:

Senate bill No. 225, a bill to be entitled "An Act to amend Chapter 50 of the Acts of the Twenty-eighth Legislature, entitled 'An Act providing for the appointment of official stenographers for district courts by the judges thereof, in all districts composed of only one county or a portion of one county, and all other district courts sitting in the same counties therewith, prescribing their duties and providing for their compensation, and providing that this act may become applicable to all other district courts in the State.'"

Read first time, and referred to Judiciary Committee No. 1.

Morning call concluded.

#### PENDING BUSINESS—SENATE BILL NO. 60.

The Chair laid before the Senate, as pending business, Senate bill No. 60, the nepotism bill.

The question being on the engrossment of the bill, the yeas and nays were called for.

The bill was ordered engrossed by the following vote:

#### Yeas—16.

Barrett.	Martin.
Brachfield.	McKamy.
Chambers.	Paulus.
Davidson.	Skinner.
Glasscock.	Smith.
Harper.	Stokes.
Hawkins.	Stone.
Looney.	Terrell.

#### Nays—10.

Beaty.	Hicks.
Decker.	Hill.
Faust.	Holland.
Griggs.	Stafford.
Hale.	Willacy.

#### Present—Not Voting.

Meachum.

#### Absent.

Hanger.	Harbison.
---------	-----------

#### Absent—Excused.

Faulk.	Grinnan.
--------	----------

#### SENATE BILL NO. 70—T. and N. O. BILL.

The Chair here laid before the Senate, on second reading and as special order,

Senate bill No. 70, a bill to be entitled "An Act to authorize the Texas and New Orleans Railroad Company to sell the line of railroad now owned by it, extending from the city of Dallas to Sabine Pass, with the franchise and other property thereunto appertaining, to any railroad company heretofore incorporated under the laws of this State which does not own or have under its control a parallel or competing line, or to any railroad company which may be hereafter incorporated under the laws of this State with power to operate a railroad between the city of Dallas and Sabine Pass, and to authorize any such railroad company to purchase, own and operate said line of railroad with the franchises and other property thereunto appertaining."

With the following pending amendment:

Amend the bill by striking out of the bill the following:

"Provided, that the said Texas and New Orleans Railway Company shall, in addition to the conditions of said bill hereinbefore stated, be required to carry free of charge over its lines all members of either branch of the Legislature of the State of Texas, the Governor, Lieutenant Governor, Attorney General, State Treasurer, State Comptroller, Commissioner of the General Land Office, Superintendent of Public Instruction, Commissioner of Insurance, Statistics and History and members of the Railway Commission, each for the time which said parties shall respectively hold a commission as officers of the State of Texas as above named. Said officers shall need no further evidence of their right to said free transportation other than to present their certificate of election properly certified by the Secretary of State of the State of Texas. And in addition to the foregoing requirements they shall carry free of charge all sheriffs of the State of Texas, and said sheriffs shall need no other evidence of their right to said free transportation than the certificate of their election, duly certified by the county judge and commissioners court of the county of which he is sheriff."

Senator Davidson moved to table the amendment, and

Senator Hawkins, author of the amendment, addressed himself to the amendment, and

Senator Davidson, author of the committee amendment, which was



sought to be amended, addressed the Senate against the amendment, and,

Senator Hawkins made the point of order that a motion to table was not debatable.

The Chair ruled that the author of a measure that was to be affected would be allowed to debate it.

Question then being on the motion to table the amendment, and the same was lost by the following vote:

## Yeas—10.

Barrett.	Faust.
Brachfield.	Hale.
Chambers.	Harper.
Davidson.	McKamy.
Decker.	Stone.

## Nays—13.

Glasscock.	Paulus.
Harbison.	Skinner.
Hawkins.	Smith.
Hicks.	Stokes.
Looney.	Terrell.
Martin.	Willacy.
Meachum.	

## Present—Not Voting.

Beaty.	Holland.
Griggs.	

## Absent.

Hanger.	Stafford.
Hill.	

## Absent—Excused.

Faulk.	Grinnan.
--------	----------

(Senator Willacy in chair.)

Senator Hawkins asked unanimous consent to withdraw his amendment.

There being no objection the amendment was withdrawn.

Senator Looney offered the following amendment:

Amend Section 5, of the bill as amended by striking out the language, "and to a competing corporation," and insert in lieu thereof as follows: "And independent of its present ownership."

The amendment was adopted.

The bill was read second time and ordered engrossed by the following vote:

## Yeas—15.

Barrett.	Hicks.
Beaty.	Holland.
Brachfield.	McKamy.
Chambers.	Paulus.
Davidson.	Stokes.
Decker.	Stone.
Griggs.	Willacy.
Hale.	

## Nays—11.

Glasscock.	Meachum.
Harbison.	Skinner.
Harper.	Smith.
Hawkins.	Stafford.
Looney.	Terrell.
Martin.	

## Absent.

Faust.	Hill.
Hanger.	

## Absent—Excused.

Faulk.	Grinnan.
--------	----------

Senator Griggs moved that the vote by which the bill was ordered engrossed be reconsidered.

The motion prevailed by the following vote:

## Yeas—21.

Beaty.	Martin.
Brachfield.	McKamy.
Davidson.	Meachum.
Glasscock.	Paulus.
Griggs.	Skinner.
Hale.	Smith.
Harbison.	Stafford.
Harper.	Stokes.
Hawkins.	Terrell.
Holland.	Willacy.
Looney.	

## Nays—5.

Barrett.	Hicks.
Chambers.	Stone.
Decker.	

## Absent.

Faust.	Hill.
Hanger.	

## Absent—Excused.

Faulk.	Grinnan.
--------	----------

Senator Hawkins offered the following amendment. (See amendment above, the same being the amendment that was withdrawn by him.)

Pending prolonged discussion, on the amendment, Senator Griggs moved the previous question on the amendment.

The previous question being duly seconded, the same was ordered.

The amendment was adopted by the following vote:

## Yeas—15.

Brachfield.	Martin.
Chambers.	Meachum.
Glasscock.	Paulus.

Harbison.	Skinner.
Hawkins.	Smith.
Hicks.	Stokes.
Hill.	Terrell.
Looney.	

Nays—9.

Barrett.	Harper.
Davidson.	McKamy.
Decker.	Stone.
Faust.	Willacy.
Hale.	

Present—Not Voting.

Beaty.	Griggs.
--------	---------

Absent.

Hanger.	Stafford.
Holland.	

Absent—Excused.

Faulk.	Grinnan.
--------	----------

Senator Glasscock offered the following amendment.

(Lieutenant Governor Neal in chair.)

Amend Section 2, page 2, by adding to said section the following: "Any such rail company purchasing said railroad shall not create any indebtedness against said Texas and New Orleans Railroad Company line of railway for any greater amount than that now allowed or may hereafter be allowed by the Railroad Commission of Texas."

Pending.

#### FREE CONFERENCE COMMITTEE REPORT.

Hon. Geo. D. Neal, President of the Senate, and

Hon. F. W. Seabury, Speaker of the House of Representatives.

Sirs: Your Free Conference Committee, to whom was referred Senate bill No. 25, a bill to be entitled "An Act to amend Article 1012, Title XXVII, Chapter 14, Revised Civil Statutes of 1895," as amended by Act approved April 17, 1899, of the Twenty-sixth Legislature, regular session, relating to the employment of stenographers by the Courts of Civil Appeals, have had the same under consideration, and report it back with the recommendation that it do pass, with the following amendments:

Strike out the words "and declaring an emergency" in the caption of the bill, and strike out Section 2 of the bill, and insert in lieu thereof the following:

Sec. 2. This Act shall go into effect

and be in operation from and after January 1, 1906.

HILL,  
WILLACY,  
SKINNER,  
DECKER,

On the Part of the Senate.

PEELER,  
HUDSPETH,  
HOSKINS,  
HARRIS,  
ONION,

On the Part of the House.

On motion of Senator Hill, the above Free Conference Committee report was adopted.

#### SENATE BILL NO. 17—RESET AS SPECIAL ORDER.

Senator Harper moved that Senate bill No. 17, which was a special order for today, and was not reached, be reset as a special order for Wednesday of next week.

The motion prevailed.

#### ADJOURNMENT.

On motion of Senator Stone, the Senate, at 1:15 o'clock p. m., adjourned till tomorrow morning at 10 o'clock.

#### APPENDIX A.

(Committee Reports.)

Committee Room,

Austin, Texas, February 16, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 208, a bill to be entitled "An Act to fix the time of the holding the courts in the Fourth Judicial District of Texas, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that the bill be not printed.

TERRELL, Chairman.

Committee Room,

Austin, Texas, February 15, 1905.

Hon. Geo. D. Neal, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 114, being "An Act to amend Article 785, Chapter 3, Title XVII, of the Penal Code of Texas."

And find the same correctly engrossed.

BARRETT, Chairman.

Committee Room,  
Austin, Texas, February 15, 1905.  
Hon. Geo. D. Neal, President of the  
Senate.

Sir: Your Committee on Engrossed  
Bills have carefully examined and  
compared

Senate bill No. 113, being "An  
Act to amend Title XXII, Article  
750, of the Revised Civil Statutes of  
Texas, relating to counter claims,  
providing that where the defendant  
pleads any counter claim, the plaintiff  
shall take notice thereof, and no cita-  
tion thereon shall be necessary."

And find the same correctly en-  
grossed. BARRETT, Chairman.

#### TWENTY-EIGHTH DAY.

Senate Chamber,  
Austin, Texas,  
Friday, February 17, 1905.

Senate met pursuant to adjourn-  
ment, Lieutenant Governor Geo. D.  
Neal in the chair.

Roll call, quorum present, the fol-  
lowing Senators answering to their  
names:

Barrett.	Holland.
Beaty.	Looney.
Brachfield.	Martin.
Chambers.	McKamy.
Davidson.	Meachum.
Decker.	Paulus.
Faulk.	Skinner.
Faust.	Smith.
Glasscock.	Stafford.
Griggs.	Stokes.
Harbison.	Stone.
Hawkins.	Terrell.
Hicks.	Willacy.
Hill.	

Absent.

Hale. Harper.  
Hanger.

Absent—Excused.

Grinnan.

Prayer by the Chaplain, Rev. H. M.  
Sears.

Pending the reading of the Journal  
of yesterday, on motion of Senator  
Skinner the same was dispensed with.

#### PETITIONS AND MEMORIALS.

Senator Hawkins offered the follow-  
ing petition:

Breckinridge, Texas, Feb. 13, 1905.  
To the Senate and House of Repre-  
sentatives of the State of Texas.

Whereas, It has come to our knowl-  
edge that a bill is now pending in the

Legislature of this State, having for  
its purpose the creation of an addi-  
tional Supreme Judicial District, to be  
known as the Sixth Supreme Judicial  
District of Texas (with court at Waco),  
and that this county (Stephens), under  
the provisions of said bill, is to be  
transferred from the Second Supreme  
Judicial District and made a part of  
said new district, in the event said  
bill is enacted into law, therefore we,  
the undersigned citizens of Stephens  
county, earnestly request the Senate  
and House of Representatives to defeat  
the passage of said measure because,

First—The business of the inferior  
courts of this State can, under the  
power of the Supreme Court to trans-  
fer cases from one district to another,  
be easily disposed of by the five Su-  
preme Judicial Districts now in exist-  
ence, and to create a new district  
would simply be to place an additional  
burden on the taxpayers of this State  
by a useless expenditure of their  
money.

Second—If the new district is created  
then we earnestly request that Steph-  
ens county be stricken out of the bill  
and permitted to remain as it now is,  
in the Second Supreme Judicial Dis-  
trict.

Numerously signed.

(For committee reports see Appen-  
dix.)

#### BILLS AND RESOLUTIONS.

By Senators Meachum and Stokes:

Senate bill No. 226, a bill to be en-  
titled "An Act to amend Article 3698 of  
Chapter 6, Title LXXIX, by fixing the  
minimum salaries of penitentiary  
guards of the State penitentiaries of  
Texas."

Read first time, and referred to  
Committee on Penitentiaries.

By Senator Terrell:

Senate bill No. 227, a bill to be en-  
titled "An Act to amend Article 4542  
of Title XCIV, of the Revised Statutes  
of the State of Texas, of 1895, relating  
to passenger fares to be charged by  
railroads in Texas, and the amount of  
baggage to be carried by such rail-  
roads for each passenger, and provid-  
ing an emergency."

Read first time, and referred to  
the Committee on State Affairs.

By Senator Decker:

Senate bill No. 228, a bill to be en-  
titled "An Act to define and prohibit  
the offense of obtaining transportation  
by common carriers of any property  
at less than the established rates, and  
to provide a penalty for such offense."

Read first time, and referred to  
Committee on Internal Improvements.

Morning call concluded.